IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc.No.327-M of 2007

DATE OF DECISION: JANUARY 11, 2007

Ginda Singh

...PETITIONER

VERSUS

State of Punjab

...RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. G.S.Gandhi, Advocate,
for the petitioner.

...

Petitioner Ginda Singh has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.174 dated 22.8.2006 registered under Sections 15/61/85 of the NDPS Act at Police Station Sadar Phagwara, Kapurthala.

I have heard the counsel for the petitioner and gone through the contents of the FIR as well as the order dated 20.11.2006 passed by the Judge, Special Court, Kapurthala, whereby bail application of the petitioner has been dismissed.

The petitioner while sitting in the truck was arrested on the spot along with two other co-accused and from their possession, 15 bags of poppy husk each containing 30 Kgs. of poppy husk were recovered. The said quantity of the contraband falls within commercial quantity.

In view of the aforesaid facts and the provisions of Section 37 of the NDPS Act, I do not find any ground to grant regular bail to the petitioner.

Dismissed.

January 11, 2007 (SATISH KUMAR MITTAL)
vkg JUDGE